

IN THE UNITED STATES DISTRICT COURT FOR  
THE SOUTHERN DISTRICT OF GEORGIA  
SAVANNAH DIVISION

NORFOLK SOUTHERN RAILWAY )  
COMPANY, )

Plaintiff and Counter- )  
Defendant, )

v. )

CASE NO. CV416-265

JUDGE WAREHOUSING, LLC, )

Defendant, Counter- )  
Plaintiff, and Counter- )  
Defendant, )

v. )

CENTERPOINT GARDEN CITY LLC, )

Counter-Defendant and )  
Counter-Plaintiff. )

U. S. DISTRICT COURT  
Southern District of GA  
Filed In Office

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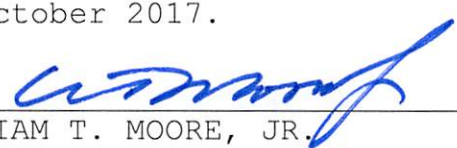
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Deputy Clerk

O R D E R

Before the Court is the parties' Stipulation of Dismissal Without Prejudice. (Doc. 42.) Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), a plaintiff may dismiss an action by filing "a stipulation of dismissal signed by all parties who have appeared." As requested, Counter-Plaintiff Judge Warehousing, LLC's counter-claims against Counter-Defendant CenterPoint Garden City LLC, as well as Counter-Plaintiff CenterPoint Garden City LLC counter-claims against Counter-Defendant Judge Warehousing, LLC, are all **DISMISSED WITHOUT PREJUDICE**. As a result,

CenterPoint Garden City LLC is **DISMISSED** from this case.  
Each party in this action shall bear its own costs and  
attorney fees.

SO ORDERED this 23<sup>rd</sup> day of October 2017.

  
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WILLIAM T. MOORE, JR.  
UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF GEORGIA